

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	
MORGANNE MILES, by her mother KRYSTAL TITUS;	:
OLIVIA MILES, by her mother KRYSTAL TITUS;	:
PASCALE MOSSIN, by her mother AMY MARGARET	:
MCCUTCIN; THEO CHAN, by his father SUNNY CHAN;	:
LEAH CHAN, by her father, SUNNY CHAN,	:
	:
Plaintiffs,	:
	:
v.	:
	:
MICHAEL O. LEAVITT, Secretary, United States	:
Department of Health and Human Services,	:
	:
Defendant.	:
-----X	

08 Civ. 432 (PAC)
ECF CASE

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Memorandum of Law in Support of Defendant's Motion to Dismiss, and the Memorandum of Law in Support of Defendant's Motion to Dismiss filed in *New York v. HHS*, 07 Civ. 8621 (PAC), defendant, by his attorney, Michael J. Garcia, United States Attorney for the Southern District of New York, will move this Court before the Honorable Paul A. Crotty for an order dismissing the Complaint pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: New York, New York
March 17, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Defendant

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